



LIQUOR & TOBACCO ADVISORY BOARD
Tuesday, September 15, 2015
6:00 P.M. – City Council Chambers
Rockford City Hall, 425 East State Street

Minutes on Website: <http://rockfordil.gov/community-economic-development/construction-development-services/land-use-zoning/zoning-board-of-appeals.aspx>

Present:

LTAB Members: Alicia DiBenedetto-Neubauer
Dan Roszkowski
Scott Sanders
Craig Sockwell
Kimberly Wheeler-Johnsen
Tom Fabiano
Melissa Luciani-Beckford

Absent:

Staff: Scott Capovilla – Zoning and Land Use Administrator
Angela Hammer – Assistant City Attorney
Sandra Hawthorne - Administrative Assistant
John McGee - Fire Department

Others: Kathy Berg - Stenographer
Applicants and Interested Parties

Sandra Hawthorne explained the format of the meeting will follow the Boards Rules of Procedure generally outlined as:

The Chairman will call the address of the application.

- The Applicant or representative are to come forward and be sworn in.
- The Applicant or representative will present their request before the Board
- The Board will ask any questions they may have regarding this application.
- The Chairman will then ask if there are any Objectors or Interested Parties. Objectors or Interested Parties are to come forward at that time, be sworn in by the Chairman, and give their name and address to the Liquor & Tobacco Advisory Board secretary and the stenographer
- The Objector or Interested Party will present all their concerns, objections and questions to the Applicant regarding the application.
- The Board will ask any questions they may have of the Objector or Interested Party.
- The Applicant will have an opportunity to rebut the concerns/questions of the Objector or Interested Party

- No further discussion from the Objector or Interested Party will occur after the rebuttal of the Applicant.
- The Board will then discuss the application and a vote will be taken.

It was further explained to the public in attendance, applicants, objectors and interested parties that this meeting is not a final vote on any item. The date of the Codes & Regulations meeting was given as Monday, September 28 at 5:30 PM in City Council Chambers of this building as the second vote on these items. The public in attendance, applicants, objectors and interested parties were instructed that they could contact the Zoning Office for any further information and the phone number was listed on the top of the agenda which was made available to all those in attendance. The City's web site for minutes of this meeting is listed on the agenda as well.

The meeting was called to order at 6:53 P.M. A **MOTION** was made by Alicia Neubauer to **APPROVE** the minutes of the August 18th meeting with the addition of Tom Fabiano in attendance. The Motion was **SECONDED** by Scott Sanders and **CARRIED** by a vote of 6-0 with Melissa Beckford abstaining.

015-LTAB-036

Applicant

2204 and 2212 North Main Street and 11XX Brown Avenue

Howie Heaton, Raymond Aumann and William Lafever / Mulligans of Rockford, Inc. d/b/a Mulligans Pub & Grill

Ward 12

Sale of liquor by the drink in conjunction with a tavern and restaurant and a video gaming facility in a C-2, Limited Commercial Zoning District

The subject property is located on the southwest corner of the North Main Street and Brown Avenue intersection and is currently Mulligans Pub & Grill. Attorney Robert Calgaro and Howie Heaton were present. Mr. Calgaro reviewed the request for sale of liquor by the drink. He stated the business has changed ownership which requires a new application for liquor sales. The new owners will continue to operate as those previously. At this time there are no gaming machines, but it is the intention to add them in the near future. Attorney Calgaro stated they are acceptable to all conditions with the exception of number 13.

Mr. Heaton clarified his concern with Condition 13. During discussion with the city and IDOT regarding the widening of North Main, Mr. Heaton stated the City told IDOT they were fine with the beer garden in the existing location. He is wondering why the City is now stating they must relocated.

In response, Mr. Capovilla stated Staff was under the assumption that they are going to expand to the North, (Mr. Heaton agreed) and in that case the beer garden would have to be relocated. Should they decide to expand to the north, the site plan would go through a separate process of approval and is not part of the application at this time.

Attorney Hammer had no questions of the Applicant.

Staff recommendation is for Approval subject to 15 conditions. No Objectors or Interested Parties were present.

A **MOTION** was made by Scott Sanders to **APPROVE** the sale of liquor by the drink in conjunction with a tavern and restaurant and a video gaming facility in the name of Howie Heaton, Raymond Aumann and William Lafever / Mulligans of Rockford, Inc. d/b/a Mulligans Pub & Grill in a C-2, Limited Commercial Zoning District at 2204 and 2212 North Main Street and 11XX Brown Avenue with the elimination of condition 13. The Motion was **SECONDED** by Craig Sockwell and **CARRIED** by a vote of 7-0.

Approval is subject to the following conditions:

1. Meet all applicable Building and Fire Codes.

2. Compliance with all City of Rockford Liquor Codes.
3. The sale of liquor by the drink shall be limited to the submitted plan Exhibit E.
4. Submittal of revised interior floor plan that includes the location and number of the gaming machines for Staff review and approval.
5. The hours of operation shall be in accordance with the Liquor Code.
6. Window display signage is limited to 20% of window area.
7. That the windows shall not be covered with bars or other devices that block the windows.
8. The tavern and restaurant and a video gaming facility shall not have a cover charge.
9. The tavern and restaurant and a video gaming facility shall not have a dance floor.
10. The tavern and restaurant and a video gaming facility shall not have any DJs.
11. The tavern and restaurant and a video gaming facility may have live entertainment up to but not exceeding four pieces.
12. The tavern and restaurant and a video gaming facility shall not operate as a nightclub.
13. Submittal of a revised site plan indicating the current conditions of subject property.
14. All conditions must be met prior to establishment of use.

015-LTAB-037

Applicant
Ward 13

211 Elm Street

Matthew Idzikowski / Red Lamp Inc. d/b/a Blue Line Sports Pub

Sale of liquor by the drink in conjunction with a restaurant

Sale of liquor by the drink in conjunction with an outdoor seating area in a C-4, Urban Mixed-Use Zoning District

The subject property is located at the northeast corner of North Main and Elm Streets. This property is part of a parking garage with several suites on the first floor consisting of various commercial uses. Matthew Idzikowski reviewed his request for liquor sales. He stated they are redeveloping this space into an upscale sports bar. He further explained that the menu will consist of "higher end bar food".

Attorney Hammer asked Mr. Idzikowski if he was agreeable to Staff conditions 1-11. Mr. Idzikowski stated all of the conditions are fine.

Mr. Sanders explained to Mr. Idzikowski that the hours of operation listed in his business plan would be listed as conditions of approval. He asked the Applicant if he would be having gaming. Mr. Idzikowski stated he did not know what the plans were for gaming at this time. Attorney Hammer stated it would have to be confirmed on his liquor license on whether he would have video gaming or not.

Staff Recommendation is for Approval with (11) conditions. No Objectors or Interested Parties were present.

A **MOTION** was made by Alicia Neubauer to **APPROVE** the sale of liquor by the drink in conjunction with a restaurant and to **APPROVE** the sale of liquor by the drink in conjunction with an outdoor seating area in the name of Matthew Idzikowski / Red Lamp Inc. d/b/a Blue Line Sports Pub in a C-4, Urban Mixed-Use Zoning District at 211 Elm Street. The Motion was **SECONDED** by Melissa Beckford and **CARRIED** by a vote of 7-0.

Approval is subject to the following conditions:

1. Must meet all applicable building and fire codes.
2. Must be in compliance with all City of Rockford Liquor Codes.
3. The sale of liquor by the drink must be in conjunction with a restaurant.
4. The sale of liquor by the drink shall be limited to the submitted plans.
5. Hours of operation are limited to Monday through Saturday 11:00 AM to 2:00 AM and Sunday 11:00 AM to 10:00 PM.
6. Window display signage is limited to 20% of window area.
7. The proposed restaurant shall not have a cover charge.

8. The proposed restaurant shall not have a dance floor.
9. The proposed restaurant shall not have any DJs.
10. The proposed restaurant shall be limited to live entertainment once a month.
11. The proposed restaurant shall not operate as a nightclub.

With no further business to come before the Board, the meeting was adjourned at 7:15 PM

Respectfully submitted,
Sandra A. Hawthorne, Administrative Assistant
Liquor & Tobacco Advisory Board